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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

11 UNITED STATES OF AMERICA,
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13 Plaintiff,
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15 vs.
16 LUIS EDUARDO RODRIGUEZ,
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18 Defendant.

CASE NO. 2:18-mj-00614-PAL-1

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STIPULATION AND ORDER TO MODIFY CONDITION OF RELEASE TO
CONTINUE DEFENDANT LUIS EDUARDO RODRIGUEZ'S APPEARANCE FOR
PRESENTMENT IN SOUTHERN DISTRICT OF NEW YORK FROM JULY 9, 2018 TO
JULY 16, 2018 (FIRST REQUEST)

19 IT IS HEREBY STIPULATED AND AGREED by and between Luis Eduardo
20 Rodriguez ("Mr. Rodriguez"), Defendant, by and through his counsel, Dominic P. Gentile, Esq.
21 and Vincent Savarese III, Esq., of the law firm of Gentile Cristalli Miller Armeni Savarese and
22 the Plaintiff, United States of America, by and through Noah Falk, Assistant United States
23 Attorney, and Jonathan E. Rebold, Assistant United States Attorney for the Southern District of
24 New York that the Defendant's appearance for presentment in the district before the United
25 States District Court for the Southern District of New York, currently scheduled for July 9, 2018,
26 at the hour of 9:00 a.m. be vacated and continued to July 16, 2018, at the hour of 9:00 a.m.

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1 This Stipulation is entered into for the following reasons:

2 1. Following the Defendant's arrest in the State and District of Nevada in connection with
3 the above-entitled matter presently pending before the United States District Court for the
4 Southern District of New York, a hearing was conducted on July 2, 2018 before the United
5 States District Court for the District of Nevada, the Honorable Peggy A. Leen, United States
6 Magistrate Judge, pursuant to Rule 5 of the Federal Rules of Criminal Procedure.

7 2. Pursuant thereto, Magistrate Judge Leen ordered that Defendant Rodriguez be transferred
8 to the Southern District of New York; that he report to Pretrial Services in the Southern District
9 of New York on July 9, 2018; and that he appear for presentment in the district before the United
10 States District Court for the Southern District of New York on July 9, 2018, at the hour of 9:00
11 a.m., and ordered that Defendant Rodriguez be released pending his appearance before the
12 United States District Court for the Southern District of New York for that purpose.

13 3. The parties agree that a short continuance of his appearance for presentment in the
14 Southern District of New York is necessary to ensure that the undersigned counsel for Defendant
15 Rodriguez is able to accompany and appear with him at this court appearance in order to protect
16 his constitutional right to the assistance of counsel.

17 4. Defendant Rodriguez has appeared before this Court; is not custody; and, together with
18 the government, agrees to this continuance.

19 5. The additional time requested herein is not sought for purposes of delay and the denial of
20 this request for a continuance could result in a miscarriage of justice.

21 6. For all the above-stated reasons, the ends of justice would be best served by a short
22 continuance as set forth herein.

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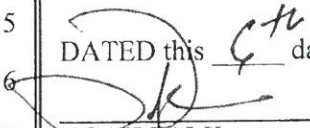
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1 7. This is the first request for a continuance of Defendant's appearance for presentment in
2 the Southern District of New York.

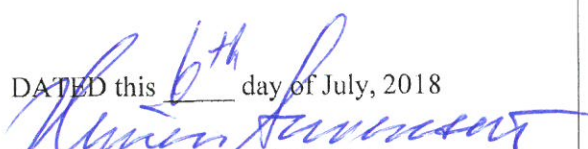
3 UNITED STATES ATTORNEY
4 SOUTHERN DISTRICT OF NEW YORK

5 DATED this 5th day of July, 2018.

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7 NOAH FALK
8 Assistant United States Attorney
9 JONATHAN E. REBOLD
10 Assistant United States Attorney
11 Attorneys for Plaintiff,
12 UNITED STATES OF AMERICA
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GENTILE CRISTALLI
MILLER ARMENI SAVARESE

DATED this 6th day of July, 2018


DOMINIC P. GENTILE
VINCENT SAVARESE III
Attorneys for Defendant,
LUIS EDUARDO RODRIGUEZ

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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LUIS EDUARDO RODRIGUEZ,

Defendant.

CASE NO. 2:18-mj-00614-PAL-1

FINDINGS OF FACT, CONCLUSION OF LAW AND ORDER

Based upon the pending Stipulation of counsel, and good cause appearing therefor, the Court hereby finds, concludes, and Orders as follows:

1. Following the Defendant's arrest in the State and District of Nevada in connection with the above-entitled matter presently pending before the United States District Court for the Southern District of New York, a hearing was conducted on July 2, 2018 before the United States District Court for the District of Nevada, the Honorable Peggy A. Leen, United States Magistrate Judge, pursuant to Rule 5 of the Federal Rules of Criminal Procedure.

2. Pursuant thereto, Magistrate Judge Leen ordered that Defendant Rodriguez be transferred to the Southern District of New York; that he report to Pretrial Services in the Southern District of New York on July 9, 2018; and that he appear for presentment in the district before the United States District Court for the Southern District of New York on July 9, 2018, at the hour of 9:00 a.m., and ordered that Defendant Rodriguez be released pending his appearance before the United States District Court for the Southern District of New York for that purpose.

3. A short continuance of the Defendant's appearance for presentment in the Southern District of New York is necessary to ensure that counsel for Defendant Rodriguez is able to accompany and appear with him at this court appearance in order to protect his constitutional right to the assistance of counsel.

1 4. Defendant Rodriguez has appeared before this Court; is not custody; and, together with
2 the government, agrees to this continuance.

3 5. The additional time requested herein is not sought for purposes of delay and the denial of
4 this request for a continuance could result in a miscarriage of justice.

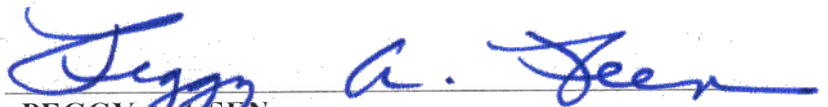
5 6. For all the above-stated reasons, the ends of justice would be best served by a short
6 continuance as set forth herein.

7 7. This is the first request for a continuance of Defendant's appearance for presentment in
8 the Southern District of New York.

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10 **ORDER**

11 **THEREFORE, IT IS HEREBY ORDERED** that the appearance of Defendant
12 Rodriguez before the United States District Court for the Southern District of New York for
13 presentment within the district in this matter, currently scheduled for July 9, 2018, at the hour of
14 9:00 a.m., is hereby vacated and continued to the 16th day of July, 2018, at the hour of 9:00 a.m.,
15 in Courtroom 3B.

16 **DATED** this 6th day of July, 2018.

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19 PEGGY A. LEEN
20 UNITED STATES MAGISTRATE JUDGE
21 CASE NO.: 2:18-mj-00614-PAL-1
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